

43. The digital motion picture recorder of claim 1, further comprising:
an overlay circuit for receiving an indication of data including at least one of a battery level, time codes, time of day and function performed, and generating video data indicative of the data; and
an encoder for receiving the sequence of digital still images and the video data to generate a video signal combining the video data with the sequence of digital still images.

- Cont.
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44. The digital motion picture recorder of claim 1, wherein reading and outputting at least a portion of the sequence of digital still images from the digital computer-readable and writable random-access medium according to the defined sequence of segments further comprises directing the portion of the sequence of digital still images to a full video encoder.

REMARKS

In response to the Office Action mailed September 28, 1999, Applicants respectfully request reconsideration. To further the prosecution of this application, Applicants submit the following remarks.

Claims 1-8 were pending in this application. Claim 3 was canceled. Claims 1 and 4 were amended. New claims 9-44 were added. Accordingly, claims 1-2 and 4-44 are now pending in this application, of which claims 1, 9 and 23 are independent.

Interview

The Applicants appreciate the Examiner's grant of an interview in connection with this application and related applications 08/932,993 and 08/932,994. The Applicants also wish to identify application 08/953,151 as related as requested by the Examiner. As a result of the interview, claim 1 has been amended to include the limitations of an editing system, previously found in claim 3, in lieu of presentation of evidence and arguments for reconsideration as discussed at the interview. New claims 9 and 22 (proposed as claims 9 and 10 at the interview) have been added to include a similar limitation in combination with the recording of motion

pictures on a digital, computer-readable and writable random access medium in a portable housing, which overcomes the applied references.

Rejections Under 35 U.S.C. §103

Claims 1-8 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,946,445 (Peters) in view of U.S. Patent No. 5,488,433 (Washino). Applicants respectfully traverse this rejection.

The Examiner states that Peters fails to teach a motion picture camera that provides a broadcast quality signal and that is mounted in a housing. The Examiner then asserts that Peters states that a recorder which is integrated with a “video system for portability and a camera for providing broadcast quality is well known in the art as taught by Peters . . . and as taught by Washino.” The Examiner then asserts that it would have been obvious to modify the digital recorder of Peters by providing a motion camera which outputs a digital broadcast quality signal as taught by Washino in the same housing of the digital recorder for portability and to provide more advantages for use on location or in studio. Applicants respectfully disagree several of the above statements contained in the Office Action.

First, Peters does not state that the video system should be integrated with a camera but, rather that the video system itself may be made portable. However, the video system taught in Peters would still need to receive a signal from an external video source. Thus, Peters does not teach that a camera and a video system are integrated and contained in a single housing.

Second, the camera taught by Washino does not output a broadcast quality camera signal from images read from the removable digital medium as asserted by the Examiner. Rather, Washino stores broadcast quality video to a linear tape (col. 3, lines 41-45).

Third, Applicants do not observe and the Examiner has failed to provide any evidence why one of ordinary skill in the art would be motivated to combine Peters with Washino. The only statement in the Office Action is that one would combine in order to achieve “more advantages.” However, the Examiner is required to provide clear and particular evidence of a motivation to combine references and “conclusory statements regarding the teaching of multiple references, standing alone, are not ‘evidence.’” *In re Dembiczaik*, 50 USPQ 2d 1614, 1617 (Fed.

Cir. 1999). To provide "more advantages" is a merely a conclusory statement. Thus, Applicants respectfully assert that the Examiner has not his burden with respect to the combination of Peters and Washino.

Furthermore, even if one were to combine the references as suggested by the Examiner, the claims present patentable differences over such a combination. The camera taught in Washino stores broadcast quality video on a linear tape (col. 3, lines 41-45). This linear tape is used by a system separate from the camera to perform editing. This linear tape might serve as a source of analog audio/video to the system of Peters. Thus, combining Peters and Washino result in a system that records broadcast quality video to a tape and an editing system without a camera for processing the information which is not integrated with the camera. In contrast, the claims of the present invention recite that both the motion picture camera and the digital motion picture recorder provide motion video signals and are mounted in a portable housing. Neither Peters nor Washino, either alone or in combination, teach or suggest such a recorder with a camera in the housing.

Neither Peters nor Washino provide for editing of the sequence of digital still images stored on the medium in the camera. Both of the cited references rely on an editing system external to the camera. Claim 1, as amended to include the limitation of claim 3, is patentable for at least this reason. New claims 9 through 44 also are patentable for at least this reason.

In view of the foregoing, Applicants respectfully request that the rejection of claim 1-8 over the combination of Peters and Washino be reconsidered and withdrawn.

Conclusion

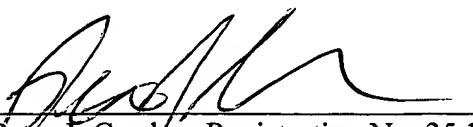
In view of the foregoing amendments and remarks, it is believed that this application is now in condition for allowance. A notice to this effect is respectfully requested. Should further questions arise concerning this application, the Examiner is invited to call the Applicants' attorney at the number listed below.

If this response is not considered timely filed and if a request for an extension of time is otherwise absent, Applicants hereby request any necessary extension of time. If there is a fee

occasioned by this response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to deposit account No. 23/2825.

Respectfully submitted,

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